

0915 Fidelity Info.txt

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2 UNCERTIFIED TRANSCRIPT

3 C O N F I D E N T I A L

4 UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

5 -----x  
6 FIDELITY INFORMATION SERVICES, INC.,

7 Plaintiff,

8 - against - Civil Action No.  
9 09-cv-07589  
(LAK)

10 DEBTDOMAIN GLMS PTE LTD., DEBTDOMAIN  
(USA) INC., DAVID LEVY  
11 and SETH ROTHMAN,

12 Defendants.

13 -----x

14 Videotaped DEPOSITION of ARIEL ELKAYAM, held at  
15 the offices of Chadbourne & Parke LLP, 30 Rockefeller  
16 Plaza, New York, New York 10112, on the 15th day of  
17 September 2010, commencing at 9:37 a.m., before  
18 Colette Cantoni, a Registered Professional Reporter  
19 and Notary Public of the State of New York.

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2 A P P E A R A N C E S:

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4 REAVIS PARENT & LEHRER  
5 Attorneys for Plaintiff  
6 41 Madison Avenue  
7 New York, New York 10022

8 BY: MARK MOORE, ESQ.  
9 (1 COPY) (mmoore@rpl-law.com)

10 CHADBOURNE & PARKE LLP  
11 Attorneys for Defendants  
12 30 Rockefeller Plaza  
13 New York, New York 10112

14 BY: ROBERT A. SCHWINGER, ESQ.  
15 PAUL J. TANCK, ESQ. (A.M. Session)  
16 -and-  
17 ANDREA VOELKER, ESQ.

18 ALSO PRESENT:  
19

20 RYAN McMULLEN, Videographer  
21

22 16 (After the education, mark it atty's eyes only)  
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**REDACTED**

11:16:35 10                   MR. SCHWINGER: Well, and I appreciate  
11:16:37 11                   that. Mr. Elkayam is here today pursuant to his  
11:16:41 12                   individual Deposition Notice, and I'm only asking him  
11:16:44 13                   about his personal knowledge.  
11:16:46 14                   MR. MOORE: You know our position that  
11:16:47 15                   he's being offered for both purposes. If you choose  
11:16:50 16                   not to question him on a topic, then that's your  
11:16:53 17                   prerogative.  
11:16:54 18                   MR. SCHWINGER: This is the only  
11:16:55 19                   deposition that was Noticed for today was his  
11:16:57 20                   individual deposition.  
11:16:58 21                   MR. MOORE: Well, you know our position on  
11:17:00 22                   that, which I've stated in our objection to the  
11:17:01 23                   Notices.  
11:17:02 24                   MR. SCHWINGER: Okay.  
11:17:03 25                   BY.

**REDACTED**

04:59:33 14 MR. MOORE: Okay. I have no further  
04:59:35 15 questions for Mr. Elkayam. I will just note once  
04:59:37 16 again for the record that we have also made him  
04:59:39 17 available today for questioning on the Rule 30(b)(6)  
04:59:42 18 issues. We have plenty of time to do that. The  
04:59:46 19 number of topics that were remaining on the list to  
04:59:49 20 be completed was rather small, and Mr. Elkayam has  
04:59:53 21 been fully prepared to respond to those inquiries.

05:00:01 22 MR. SCHWINGER: Okay. I think we are, I  
05:00:03 23 think we're done.

05:00:05 24 THE VIDEOGRAPHER: This ends tape 4 in the  
05:00:06 25 deposition of Ariel Elkavam. The time is 5:00 p.m.

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1 Elkayam - Confidential Attorneys' Eyes Only  
05:00:10 2 off the record

05:00:10 3 (Time noted: 5:00 p.m.)

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